

1 ABBEY, WEITZENBERG, WARREN & EMERY, P.C.  
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3 Santa Rosa, CA 95402-1566  
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5 ATTORNEYS FOR DEFENDANTS, OWENS AND SCHMADEKE

6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9

10 HERBERT S. OLSON,

Case No. 3:08-cv-00670-JCS

11 Plaintiff,

**NOTICE OF ENTRY OF ORDER  
REGARDING EXTENSION OF TIME  
TO RESPOND TO COMPLAINT**

12 Vs.

13 AARON SCHMADEKE, ALYCE  
SCHMADEKE, dba COTTAGE COFFEE  
14 SHOP, BETTY J. OWENS, Trustee of the  
BETTY J. OWENS REVOCABLE TRUST  
15 OF 1994, THOMAS E. STITES, as Trustee of  
the THOMAS E. STITES Trust dated January  
16 28, 1999, and DOES ONE to FIFTY,  
inclusive,

17 Defendants.  
18 \_\_\_\_\_ /  
19

20 PLEASE TAKE NOTICE that on March 4, 2008, the Honorable Magistrate Judge Joseph  
21 C. Spero granted Defendants' Stipulation For Extension of Time to Respond to Complaint. A  
22 true and correct copy of said order is attached as Exhibit "A" hereto.

23 Dated: March 4, 2008

ABBHEY, WEITZENBERG, WARREN & EMERY

24  
25 By: \_\_\_\_\_

Jennifer M. Millier  
Attorney for Defendants

EXHIBIT A

03/03/2008

13:52

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SINGLETON LAW GROUP

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1 ABBEY, WEITZENBERG, WARREN & EMERY, P.C.  
 2 DAVID W. BERRY, SBN 180995  
 3 JENNIFER M. MILLIER, SBN 253814  
 100 Stony Point Road, Suite 200  
 3 P.O. Box 1566  
 Santa Rosa, CA 95402-1566  
 4 Telephone: (707) 542-5050  
 Facsimile: (707) 542-2589

5 Attorney for Defendants,  
 6 AARON SCHMEDEKE, ALYCE SCHMEDEKE,  
 and BETTY J. OWENS

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 HERBERT S. OLSON,

Case No. 3:08-cv-00670-JCS

11 Plaintiff,

STIPULATION FOR EXTENSION OF  
 TIME TO RESPOND TO COMPLAINT

12 Vs.

13 AARON SCHMADEKE, ALYCE  
 14 SCHMEDEKE, dba COTTAGE COFFEE  
 SHOP, BETTY J. OWENS, as Trustee of the  
 15 BETTY J. OWENS REVOCABLE TRUST OF  
 1994, THOMAS E. STITES, as Trustee of the  
 16 THOMAS E. STITES TRUST dated January  
 28, 1994, and DOES ONE to FIFTY, inclusive,

17 Defendants.

18  
 19  
 20 IT IS HEREBY STIPULATED by and between the parties, through their respective  
 21 counsel, that defendants AARON SCHMEDEKE, ALYCE SCHMEDEKE, and BETTY J.  
 22 OWENS, as Trustee of the BETTY J. OWENS REVOCABLE TRUST OF 1994, may  
 23 have until March 31, 2008, to respond to the Complaint on file herein. It is the belief of  
 24 all parties that in the interest of reaching settlement, the time for responding to the Complaint  
 25 on file herein should be extended.

26 IT IS FURTHER STIPULATED by and between the parties, through their respective  
 27 counsel, that all parties and counsel may have until May 19, 2008 to hold a joint inspection

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STIPULATION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT

ABBey, WEITZENBERG, WARREN & EMERY, P.C.  
 100 Stony Point Road, Suite 200, P.O. Box 1566, Santa Rosa, CA 95402-1566  
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03/03/2008

13:52

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1 of the premises in question, COTTAGE COFFEE SHOP.

2  
3 Dated: February 28, 2008

Dated: February 28, 2008

4  
5  
6  
7 By: 

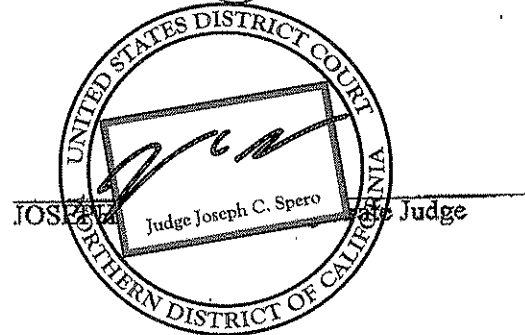
JASON K. SINGLETON  
Attorney for Plaintiff

By: 

JENNIFER M. MILLIER  
Attorney for Defendants

8  
9  
10 IT IS SO ORDERED.

11  
12 Dated: March 4, 2008



ASBEY, WEITZBERG, WARREN & EMERY, P.C.  
100 Story Point Road, Suite 200, P.O. Box 1556, Santa Rosa, CA 95402-1556  
Telephone: (707) 532-2080 Facsimile: (707) 542-2489

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STIPULATION FOR EXTENSION OF TIME TO RESPOND TO COMPLAINT

**PROOF OF SERVICE**  
**[Code Civ. Proc. § 1013(a)]**

I am employed in the County of Sonoma, California.

I am over the age of eighteen (18) years and not a party to the within cause; my business address is 100 Stony Point Road, Suite 200, Santa Rosa, California 95401. On the date set out below, I served the attached:

**Notice Of Entry Of Order Regarding Extension Of Time To Respond To Complaint**

on the interested parties in said cause, by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Jason K. Singleton  
Richard E. Grabowski  
SINGLETON LAW GROUP  
611 "L" Street, Ste. A  
Eureka, CA 95501

Counsel for Plaintiff  
Herbert S. Olson

Telephone: (707) 441-1177  
Facsimile: (707) 441-1533

XX (BY MAIL) I placed each such sealed envelope, with postage thereon fully prepaid for first-class mail, for collection and mailing at Santa Rosa, California, following ordinary business practices. I am readily familiar with the practice of Abbey, Weitzenberg, Warren & Emery for the processing of correspondence, said practice being that in the ordinary course of business, correspondence is deposited with the United States Postal Service the same day as it is placed for processing.

(BY OVERNIGHT MAIL) I placed each such sealed envelope, with postage thereon fully prepaid for overnight mail, for collection and mailing at Santa Rosa, California, following ordinary business practices. I am readily familiar with the practice of Abbey, Weitzenberg, Warren & Emery for the processing of correspondence, said practice being that in the ordinary course of business, correspondence is deposited with the overnight mail provider the same day as it is placed for processing.

(BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the addressee(s) noted above.

(BY FACSIMILE) I caused said document to be transmitted by facsimile machine to the number indicated after the address(es) noted above.

(BY ELECTRONIC TRANSMISSION) I caused said document to be transmitted electronically to the email addresses indicated after the address(es) noted above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on March 4, 2008, in Santa Rosa, California.

  
Linda Martinez

ABBEY, WEITZENBERG, WARREN & EMERY, P.C.  
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